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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11
12 Plaintiff,
13 v.
14 DALE EARL SCOTT,
15 Defendant.

Case No. 2:23-cr-00031-GMN-NJK

**STIPULATION TO CONTINUE
REVOCATION HEARING**
(Second Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,
18 United States Attorney, and Afroza Yeasmin, Assistant United States Attorney, counsel for the
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Rick Mula,
20 Assistant Federal Public Defender, counsel for Dale Earl Scott, that the Revocation Hearing
21 currently scheduled on August 14, 2024, be vacated and continued to a date and time convenient
22 to the Court, but no sooner than 45 days.

23 This Stipulation is entered into for the following reasons:

- 24 1. United States Probation Officer Erica Hogans filed a Petition for Warrant for
25 Offender Under Supervision on May 6, 2024. (ECF No. 20.)
26 2. The Court granted the petition on May 8, 2024. (*Id.*)

1 3. Mr. Scott made his initial appearance in custody on May 16, 2024. (ECF No.
2 23.) The Court held a detention hearing and released Mr. Scott from custody. (*Id.*) A revocation
3 hearing was set for June 11, 2024. (*Id.*)

4 4. The parties filed a stipulation to continue the June 11, 2024 revocation hearing
5 stating: “The parties believe that additional time would be beneficial for Mr. Scott to ensure he
6 is on the right track and maintains full compliance. Should Mr. Scott stay in full compliance
7 with his conditions during this time, the parties will seek to dismiss the petition without
8 prejudice. If Mr. Scott does not remain in compliance, the parties will move forward with
9 revocation.” (ECF No. 30 at 1–2.)

10 5. Since filing the last stipulation to continue, Mr. Scott has maintained full
11 compliance with the conditions of his supervised release.

12 6. United States Probation Officer Erica Hogans and the government agree to
13 dismissal without prejudice of the petition (ECF Nos. 19, 20) if Mr. Scott remains in full
14 compliance through September 9, 2024.¹

15 7. The defendant is out of custody and agrees with the need for the continuance.

16 8. The parties agree to the continuance.

17 This is the second request for a continuance of the revocation hearing.

18 DATED this 7th day of August, 2024.

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20 RENE L. VALLADARES
21 Federal Public Defender

 JASON M. FRIERSON
 United States Attorney

22 By /s/ Rick Mula

 By /s/ Afroza Yeasmin

23 RICK MULA
24 Assistant Federal Public Defender

 AFROZA YEASMIN
 Assistant United States Attorney

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26 ¹ The parties nonetheless request a 45-day continuance because counsel for the
government will be unavailable September 9, 2024, through September 23, 2024.

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 DALE EARL SCOTT,

7 Defendant.
8

Case No. 2:23-cr-00031-GMN-NJK

ORDER

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10 IT IS THEREFORE ORDERED that the revocation hearing currently scheduled for
11 August 14, 2024 at 10:00 a.m., be vacated and continued to October 15, 2024 at the hour of
12 11:00 a.m.

13 DATED this 7 day of August, 2024.

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16 UNITED STATES DISTRICT JUDGE
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